

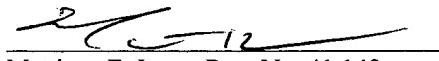
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant : Curie, Kevin James, et al.
 Appl. No. : 09/901427
 Filed : July 09, 2001
 Title : TRANSPARENT MULTILAYER
 POLYPROPYLENE
 CONTAINER WITH BARRIER
 PROTECTION
 Grp./A.U. : 3627
 Examiner : R. Dye
 Customer No. : 1923

Confirmation No.: 8562

Certificate of Mailing

I hereby certify that this Response (along with any documents referred to as attached or enclosed) is being deposited with the US Postal Service as first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 7, 2007.


 Matthew E. Leno, Reg. No. 41,149

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated September 22, 2006 of the Primary Examiner finally rejecting claims 1-3, 5-19, and 21-32.

Appeal Fee: \$500.00

- Not required (fee paid in prior appeal in this application).
- Charge to Deposit Account No. 13-0206.
- Check Enclosed.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper,

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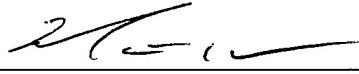
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including extension of time fees, to Deposit Account 13-0206 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Matthew E. Leno
Registration No. 41,149

227 West Monroe Street
Chicago, IL 60606-5096
Phone: 312.372.2000 MEL:cnh
Facsimile: 312.984.7700
Date: February 7, 2007

**Please recognize our Customer No. 1923
as our correspondence address.**